



TOWN OF LOOMIS
ACTION MINUTES
REGULAR MEETING OF
LOOMIS TOWN COUNCIL
LOOMIS TOWN HALL,
6140 HORSESHOE BAR ROAD, SUITE K
LOOMIS, CA 95650

TUESDAY	NOVEMBER 13, 2007	7:00 P.M.
CLOSED SESSION – Pursuant to cited authority, the Town Council will hold a closed session to discuss the following listed items. A report of any action taken will be presented prior to adjournment of the regular meeting.		
a. CONFERENCE WITH REAL PROPERTY NEGOTIATOR. Pursuant to Section 54956.9 of the Government Code: Property: <ul style="list-style-type: none">- APN 044-007-064, 044-008-030 and 044-012-055 (Union Pacific Railroad property beginning at Loomis Station and running southwest toward Sierra College Boulevard and from Webb Street to King Road); Agency Negotiator: Perry Beck, Town Manager Under Negotiation: Price and term		
b. CONFERENCE WITH LABOR NEGOTIATOR. Pursuant to Section 54957.6 of the Government Code: Agency Negotiator: Perry Beck, Town Manager Employee Organizations: Maintenance Workers (Operating Engineers Local 39) and Loomis Diversified Employees Group		
c. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Initiation of litigation pursuant to subdivision Section 54956.9: 4 potential cases		
TUESDAY	NOVEMBER 13, 2007	7:30 P.M.

CALL TO ORDER

Call to order by Mayor Millward at 7:37 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present:

Mayor Millward
Councilmember Kelley
Councilmember Morillas
Councilmember Ucovich

Absent:

Councilmember Scherer

STATEMENT OF ACTION TAKEN DURING CLOSED SESSION

Dave Larsen, Town Attorney, stated in close session Council decided unanimously to pursue the CEQA lawsuit against the Clover Valley development in hopes for successful settlement negotiations.

CEREMONIAL MATTERS/RECOGNITION

Scott Meteer, Eagle Scout

MATTERS OF INTEREST TO COUNCILMEMBERS

Councilmember Ucovich noted the Thanksgiving Day parade will be on the Wednesday morning before Thanksgiving.

Councilmember Kelley stated the following:

- thanked Mayor Millward and Councilmember Scherer for their help with the parking at the Cowboy Poetry event in town
- the Chamber of Commerce has received more activity then ever before since they have moved
- like to see if they can have on the next agenda discussion of a maintenance program for the trees along Taylor Road in the downtown area (the tree roots are causing the sidewalk to raise)

Mayor Millward invited everyone to come on November 30th for "Christmas in Loomis" at the Blue Goose and a tree lighting ceremony.

All items on the agenda will be open for public comment before final action is taken. Speakers are requested to restrict comments to the item as it appears on the agenda and stay within a five-minute time limit. The Mayor has the discretion of limiting the total discussion time for an item.

Written Material Introduced Into the Record: Citizens wishing to introduce written material into the record at the public hearing on any item are requested to provide a copy of the written material to the Town Clerk prior to the public hearing date so that the material may be distributed to the Town Council prior to the public hearing.

PUBLIC COMMENT: This time is reserved for those in the audience who wish to address the Town Council on subjects that are not on the Agenda. The audience should be aware that the Council may not discuss details or vote on non-agenda items. Your concerns may be referred to staff or placed on the next available agenda. Please note that comments from the public will also be taken on any item on the agenda. The time allotted to each speaker is five minutes.

Wayne Huhtala, 3624 Colony Lane, stated the following:

- recently a house next to him is being used for rehab, called "Re-entry Incorporated"
- none of the neighbors were informed that this was going in
- he has a day care that has to be under certain guidelines in order to be in business
- questioned who is monitoring the rehab business
- noted he is working with Kathy Kerdus but wanted the Council to be informed

Charles Sears, So. Holly, stated the following:

- an arborist from the Town came over and said one of their trees were dead and needed to be cut down because it could fall on the neighbors house
- five years ago his neighbor was allowed to build their house within six feet of his oak tree, over the root system
- he asked for help from the Town to reimburse what he had to pay to have it cut down

Perry Beck, Town Manager, pointed out that there could be no action tonight but asked Mr. Sears to submit a letter to the Town requesting what he wanted.

ADOPTION OF AGENDA A motion was made to adopt the Agenda. On motion by Councilmember Ucovich, seconded by Councilmember Morillas and passed by voice vote.

OPPORTUNITY TO COMMENT ON CONSENT CALENDAR: All items listed under the Consent Agenda are considered by the Council to be routine in nature and will be enacted by one motion unless an audience member or Councilmember requests otherwise, in which case, the item will be removed for separate consideration.

A motion was made to adopt the Consent Agenda pulling item 7 forward for discussion. On motion by Councilmember Morillas seconded by Councilmember Ucovich and passed by voice vote.

CONSENT AGENDA

1. Council Minutes – 10/9/07
2. Monthly Check Register – October
3. Statement of Activity
4. Treasurer's Report
5. Planning Status Report

RECOMMENDED ACTION

APPROVE

RECEIVE AND FILE

RECEIVE AND FILE

RECEIVE AND FILE

RECEIVE AND FILE

- | | | |
|-----|--|--------------------------------------|
| 6. | Select Projects Update | RECEIVE AND FILE |
| 8. | Placer County Sheriff's Booking Fee Information | RECEIVE AND FILE |
| 9. | Funding for Underground Utility Projects That is Based on Pacific Gas and Electric Revenue Within the Town | RECEIVE AND FILE |
| 10. | A Resolution of the Town Council of the Town of Loomis Approving a Placer County Capital Facilities Impact Fee Increase | ADOPT RESOLUTION
Resolution 07-24 |
| 11. | A Resolution of the Town Council of the Town of Loomis Approving Transfer of \$250,000 From the Low Income Housing Fund and Program Income Reuse Fund to the Housing Acquisition Revolving Loan Account fund | ADOPT RESOLUTION
Resolution 07-25 |
| 12. | A Resolution of the Town Council of the Town of Loomis Authorizing Submittal of Claims For Local Transportation Funds and State Transit Assistance Funds and Authorizing The Town Manager To Execute | ADOPT RESOLUTION
Resolution 07-26 |

CONSENT ITEMS FORWARDED

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|----|---|------------------|
| 7. | Animal Control Services and Information | RECEIVE AND FILE |
|----|---|------------------|

Councilmember Ucovich pointed out the following:

- Loomis Basin Veterinary Clinic takes in stray cats without knowing they were found in Loomis
- This is costing the Town \$20,000 a year
- Other cities have them taken to shelters or SPCA

Mayor Millward noted that we shouldn't be paying for Animal Control charges to bring dog licenses down here.

Following further discussion on the matter, a motion was made to receive and file. On motion by Councilmember Ucovich, seconded by Councilmember Kelley and passed by voice vote.

PUBLIC HEARING

Recess at 8:56 p.m. to 9:05 p.m.

- | | | |
|-----|---|------------|
| 13. | <u>Fence and Wall Regulations</u> (Continued from October 9, 2007) | TC 5/15/07 |
| | Consider proposed draft Zoning Ordinance revisions for entire Town of Loomis regarding Fence and Wall regulations | |
| | Recommended action: Open public hearing on revisions to the fence, wall and berm; give any directions on proposed revisions; and hold first reading by title only, waiving reading | |
| | Public hearing: | |

Council discussed the following:

- Takagishi's six foot wall: the ordinance will be written so his wall is allowed and anyone else in a similar situation will also be allowed a wall
- Exempt regulation of fences on private roads
- allow open fence with vegetation
- allow 3' solid walls and berms in front yards, also in 1 acre zoning
- manufactured fences with spikes will be allowed
- entry ways, no higher than six feet for the gates and eight feet for the pillars, on a public road
- sound wall allowed (minor use permit) based on noise measurements
- lights on pillars should be obscured (dim) as to not interfere with the privacy of others

Following further discussion on the matter, Council directed staff to make the revisions discussed tonight and bring this back for first reading at the next meeting.

BUSINESS

14. Assembly Member Gaines Visit

Assembly Member Ted Gaines will give information on happenings in the State government

Recommended action: Direct staff

Public hearing:

Assemblyman Ted Gaines introduced himself, expounded on a number of things that he has been working on, issues that are going before the Governor and answered questions.

Mayor Millward asked if the Boy Scouts of Troop 220 would stand up and introduce themselves.

15. Sheriff Search and Rescue

Consider a donation to the Sheriff Search & Rescue for use in purchasing equipment and training

Recommended action: Approve donation in an amount that Council may wish to donate to these activities

Public comment:

No public comment.

Following further discussion on the matter, a motion was made to donate \$100 to the Sheriff Search & Rescue for use in purchasing equipment and training. On motion by Councilmember Ucovich, seconded by Councilmember Morillas and passed by voice vote.

16. Orchard Place General Plan Amendment (Continued from October 9, 2007)

TC 10/9/07

The General Plan requires that an amendment proposal be reviewed by the Council to determine whether there is sufficient community benefit to proceed into an amendment process

Recommended action: Hear developers request and decide on the merits whether the amendment proposal(s) "clearly offer community-wide public benefits" as noted in the General Plan

Public comment:

Continued until after the first of the year.

17. Bid Depot Building Construction

At the 10/9/07 meeting Council agreed to bid the depot rehabilitation project and to solicit proposals for a design/build concept in case a new structure proves to be more useful and/or cost effective than rehabbing the existing depot

Recommended action: Approve contract for professional services with Piches Architecture in a form suitable to the Town Attorney (similar attached agreement) in the Not-to-Exceed amount of \$30,000.00 plus reimbursable expenses

Public comment:

No public comment.

Councilmember Kelley suggested to include in the bid:

- request alternate for fire resistant building (fire proof siding)
- an early warning alarm system
- Title 24 - energy efficiency of the building

Following further discussion on the matter, a motion was made to approve contract for professional services with Piches Architecture in a form suitable to the Town Attorney in the Not-to-Exceed amount of \$30,000 plus reimbursable expenses and to include in the bid Councilmember Kelley's suggestions above. On motion by Councilmember Ucovich, seconded by Councilmember Kelley and passed by the following roll call vote:

Ayes: Kelley, Millward, Morillas, Ucovich

Noes: None

Absent: Scherer

18. Planning Consultant Services (Continued from 10/9/07)

TC 10/9/07

With the planning applications submitted on the Village at Loomis project and on the Loomis Market Place project, it is prudent for the Town to engage services that will be needed to evaluate the opportunities and challenges for each individual project and for the projects jointly

Recommended action: Authorize preparation of contracts for professional service contracts for environmental, design review, fiscal, traffic, drainage, park & open space element, and downtown analysis.

Public comment:

Steve Spain, TLA Engineering & Planning, stated they support the Town in taking the step to get a "Request For Qualifications" process going.

Following further discussion on the matter, a motion was made to authorize sending out requests for qualifications for professional service contracts for environmental, design review, fiscal, traffic, drainage, park & open space element, and downtown analysis. On motion by Councilmember Morillas, seconded by Councilmember Ucovich and passed by voice vote.

19. **Downtown Business Owner Meeting**

Consider whether the Town should host a downtown business owner meeting to discuss challenges and opportunities in the downtown business district

Recommended action: Discuss and give direction

Public comment:

No public comment.

Council discussed the following:

- The Chamber of Commerce already works with the businesses and property owners
- we want to help make the businesses more effective
- give the Chamber of Commerce a guideline of what we want, ask them what they think, and to come back to us
- come up with a program with the goal to fill all the available retail spaces on Taylor Road

A motion was made to direct staff to come back with guidelines, with the plan to meet with the Chamber of Commerce on considerations of what could be better for the downtown property owners and businesses with a goal to fill all the available retail spaces on Taylor Road. On motion by Councilmember Kelley, seconded by Councilmember Ucovich and passed by voice vote.

20. **Directional Signs to Downtown**

Consider whether the Town should erect directional signs to inform and guide people to downtown Loomis

Recommended action: Discuss and give direction

Public comment:

Continued to December 11, 2007.

21. **Sphere of Influence Study** (Continued from 10/9/07)

TC 8/14/07

Councilmember Ucovich requested information regarding LAFCO and a sphere of influence study and the ongoing municipal service reviews being done by LAFCO

Recommended action: Discuss and give direction

Public comment:

Continued to December 11, 2007.

22. **Sierra College Boulevard Profile** (Continued from 10/9/07)

TC 10/9/07

Councilmember Ucovich would like to visit the issue of the Sierra College Boulevard Road Improvement profile

Recommended action: Discuss and give direction

Public comment:

Continued to December 11, 2007.

COMMITTEE REPORTS

- 23. Placer County Economic Development Commission – Ucovich
- 24. Placer County Flood Control/Water Conservation District – Morillas
- 25. Placer County Transportation Planning Agency – Kelley/Millward

26. Placer County Mosquito Abatement – Ucovich
27. Placer County Air Pollution Control District – Millward/Ucovich
28. Sacramento Area Council of Governments – Scherer/Kelley
29. Placer Land Trust ex-officio representative - Scherer

ADJOURNMENT

Mayor Millward stated there was no further business and adjourned at 10:40 pm.



Mayor



Town Clerk